

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/844,849	04/30/2001	Kathleen M. Moriarty	64860/RSM/KJB

**CONFIRMATION NO. 2748**

**FORMALITIES LETTER**



\*OC000000006217547\*

Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, NY 10036

Date Mailed: 06/22/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

*A copy of this notice MUST be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



1 Sector  
YB  
Dkt. 64860/RSM/KJB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kathleen M. MORIARTY

Serial No. : 09/844,849

Filed : April 30, 2001

For : METHOD AND APPARATUS FOR INTERCEPTING PERFORMANCE METRIC PACKETS FOR IMPROVED SECURITY AND INTRUSION DETECTION

1185 Avenue of the Americas  
New York, New York 10036  
June 28, 2001

BOX MISSING PARTS  
Assistant Commissioner for Patents  
Washington, D.C. 20231

SIR:

RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION FILED UNDER 37 C.F.R. §1.53(b)

In response to the Notice To File Missing Parts Of Nonprovisional Application issued June 22, 2001 in connection with the above-identified application, a copy of the Notice is enclosed herewith, applicant hereby submits a Declaration and Power of Attorney pursuant to 37 C.F.R. §1.53(f) and in compliance with 37 C.F.R. §1.63 as Exhibit A. The Declaration refers to the application's above-identified serial number and filing date.

A response to the Notice is due two months from the date of the Notice, that is August 22, 2001. Accordingly, this Declaration is being timely filed.

The surcharge for submitting the Declaration and paying any fees under 37 C.F.R. §1.16(e) is SIXTY-FIVE DOLLARS (\$65.00) for

Applicant: Kathleen M. MORIARTY  
Serial No.: 09/844,849  
Filed: April 30, 2001  
Page 2

a small entity. Accordingly, a check in the amount of SIXTY-FIVE DOLLARS (\$65.00) is enclosed.

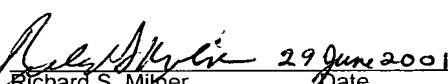
No fees other than the SIXTY-FIVE DOLLARS (\$65.00) surcharge fee is deemed necessary in connection with the filing of this Response. However, if any additional fees are required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



Richard S. Milner  
Registration No. 33,970  
Attorney for Applicant  
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I hereby certify that this paper is being deposited this date with the U.S. Postal Service as first class mail addressed to: Assistant Commissioner for Patents Washington, D.C. 20231.

  
Richard S. Milner

Date  
Reg. No. 33,970